

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, :
:
v. : 15-CR-381 (RKD)
:
VITALY KORCHEVSKY, : August 20, 2015
:
Defendant. : Brooklyn, New York
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TRANSCRIPT OF CRIMINAL CAUSE FOR STATUS CONFERENCE
BEFORE THE HONORABLE JAMES ORENSTEIN
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

For the Government: KELLY T. CURRIE, ESQ.
UNITED STATES ATTORNEY
BY: CHRISTOPHER OTT, ESQ.
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Proceedings recorded by electronic sound recording,
transcript produced by transcription service

1 THE CLERK: Criminal cause for status
2 conference, 15-CR-381, United States v. Vitaly
3 Korchevsky.

4 Counsel, state your appearances.

5 MR. OTT: Good afternoon, your Honor.
6 Christopher Ott on behalf of the United States.

7 THE COURT: Good afternoon.

8 MR. BRILL: Sullivan & Brill by Steven Brill
9 for Vitaly Korchevsky.

10 THE COURT: Good afternoon.

11 MR. BRILL: How are you, your Honor.

12 THE COURT: Very well, thanks. How are you?

13 MR. BRILL: I'm doing fine, thank you.

14 THE COURT: Are you Mr. Korchevsky?

15 THE DEFENDANT: Yes.

16 THE COURT: Good afternoon, sir.

17 THE DEFENDANT: Good afternoon.

18 THE COURT: I understand Mr. Korchevsky has
19 already been arraigned on the indictment, or has he?

20 MR. OTT: He was arraigned in the Eastern
21 District of Pennsylvania, your Honor.

22 THE COURT: Okay.

23 MR. OTT: And we have a next date for
24 Wednesday, August 26th, at 10:00 a.m. We have a bail
25 hearing set for that time. Otherwise, I think we're

1 ready to proceed.

2 THE COURT: Okay.

3 MR. BRILL: Obviously, given that, your
4 Honor, I'll reserve our right to make that bail
5 application before Judge Dearie on Wednesday. As you
6 can see, the Pretrial Services reports from both
7 Pennsylvania and New York do suggest release but for
8 Judge Dearie's order. Obviously, we won't engage in
9 any argument today.

10 THE COURT: Of course. Before I address
11 that, I understand you want to have an order of
12 excludable delay between now and the 26th.

13 MR. OTT: That's right.

14 THE COURT: Mr. Korchevksy, normally, once
15 you've entered your plea, the government would have 70
16 days to start your trial, and the lawyers think we
17 shouldn't count from now until next week when you see
18 the trial judge. We shouldn't count those days so that
19 the lawyers can focus their time -- their efforts
20 rather on trying to negotiate a resolution and also
21 because the case is so complex. But that will give the
22 government an extra six days to start your trial.

23 Do you understand?

24 THE DEFENDANT: Yes.

25 THE COURT: Do you want me to give them that

1 extra time for those reasons?

2 THE DEFENDANT: Yes.

3 THE COURT: Okay, I'll do that.

4 With respect to the bail status, folks, I
5 understand currently, Mr. Korchevksy is under a
6 temporary order and we can't have a temporary order
7 last that long.

8 MR. BRILL: I understand.

9 THE COURT: Any objection to a permanent
10 order without prejudice to applying for bail on the
11 26th?

12 MR. BRILL: No objection without prejudice,
13 thank you, your Honor.

14 THE COURT: All right, I'll enter that. Is
15 there anything else for today?

16 MR. OTT: No, your Honor, thank you.

17 MR. BRILL: No, thank you. Have a nice day.

18 THE COURT: Thank you all.

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I certify that the foregoing is a correct transcript from the electronic sound recording of the proceedings in the above-entitled matter.

A handwritten signature in black ink, appearing to read 'EB', with a long horizontal stroke extending to the right.

ELIZABETH BARRON

December 2, 2015